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HOUSE JOINT MEMORIAL 9

**48TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2008**

INTRODUCED BY

Debbie A. Rodella

FOR THE INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS OVERSIGHT  
COMMITTEE

A JOINT MEMORIAL

REQUESTING THAT A TASK FORCE BE CONVENED TO STUDY THE USE OF  
TECHNOLOGY IN THE COMMISSION OF STALKING CRIMES AND TO MAKE  
RECOMMENDATIONS.

WHEREAS, the state of New Mexico has a compelling duty and  
interest to protect its citizens from stalking crimes; and

WHEREAS, advances in technology now make it possible for a  
stalker to use computers, the internet, global positioning  
devices and other electronic means to stalk, frighten,  
intimidate or threaten a victim; and

WHEREAS, advances in technology also make it possible to  
commit identity theft, interfere with a victim's credit and  
impersonate a victim in connection with stalking; and

WHEREAS, New Mexico's criminal laws are outdated, in that

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1 the law does not address cyberstalking or the use of technology  
2 in stalking;

3 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE  
4 STATE OF NEW MEXICO that the secretary of public safety be  
5 requested to convene a task force to study the use of  
6 technology by stalkers, with the purpose of developing  
7 legislation to adequately protect New Mexicans from the crime  
8 of stalking; and

9 BE IT FURTHER RESOLVED that the task force consist of  
10 the secretary of public safety, or the secretary's designee;  
11 the attorney general, or the attorney general's designee; a  
12 representative of municipal law enforcement, appointed by the  
13 New Mexico municipal league; a representative of county law  
14 enforcement, appointed by the New Mexico association of  
15 counties; a representative of the district attorney's office; a  
16 representative of the public defender department; and  
17 additional members as deemed necessary by the task force; and

18 BE IT FURTHER RESOLVED that the task force report its  
19 findings and recommendations, including any recommendations for  
20 proposed legislation, to the governor, the information  
21 technology and telecommunications oversight committee and any  
22 other appropriate interim legislative committee no later than  
23 November 1, 2008; and

24 BE IT FURTHER RESOLVED that copies of this memorial be  
25 transmitted to the secretary of public safety, the attorney

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1 general, the New Mexico municipal league, the New Mexico  
2 association of counties, the administrative office of the  
3 district attorneys and the public defender department.

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